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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Application No. : 10/523,806 Confirmation No.: 3989
 Applicant : Andrew LOHBIHLER
 Filed : February 8, 2005
 Title : METHOD AND APPARATUS FOR POSITION SENSING
 TC/AU :
 Examiner : **Attn: PCT Division**
 Atty. Docket No. : US 1424/05
 Date : July 12, 2005

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35
 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE
 (DO/EO/US)**

Commissioner for Patents
 P.O. Box 1450
 Alexandria, Virginia 22313-1450

Dear Sir:

Responsive to the Notification of Missing Requirements under 35 U.S.C. 371 in
 the United States Designed/Elected Office (DO/EO/US) dated May 25, 2005, attached
 hereto are the following:

07/15/2005 HKAYPAGH 00000077 10523806

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65.00 OP

Copy of Notification of Missing Requirements under 35 U.S.C. 371
 in the United States Designed/Elected Office (DO/EO/US);

Appl. No.: 10/523,806

Response to Notification of Missing Requirements Under 35 U.S.C.
371 dated July 12, 2005

Reply to Notification of Missing Requirements Under 35 U.S.C.
371 of May 25, 2005

2. Executed Declaration and Power of Attorney (3 pages); and
3. Assignment with Recordation Form Cover Sheet (4 pages);
4. Information Disclosure Statement with Form PTO 1449B/PTO (5 pages) and copies of the PCT International Search Report mailed October 22, 2004, and five (5) foreign/non-patent literature documents; and
5. A check for \$105.00 to cover the Assignment recordation fee of \$40.00 and the surcharge fee of \$65.00.

Applicant claims small entity status.

It is believed that no additional fee is due for this submission. Should that determination be incorrect, the Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, to our Deposit Account No. 01-0433, and notify the undersigned in due course.

Appl. No.: 10/523,806

Response to Notification of Missing Requirements Under 35 U.S.C.
371 dated July 12, 2005

Reply to Notification of Missing Requirements Under 35 U.S.C.
371 of May 25, 2005

Should an official of the Patent Office have any questions or wish to discuss further this matter, please contact the undersigned at the telephone number provided below.

Respectfully submitted,



DINESH AGARWAL
Attorney for Applicant(s)
Reg. No. 31,809

Law Office - Dinesh Agarwal, P.C.
5350 Shawnee Road, Suite 330
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DA/va



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/523,806	Andrew Lohbihler	US 1424/05

INTERNATIONAL APPLICATION NO.	
PCT/CA03/01179	
I.A. FILING DATE	PRIORITY DATE
08/08/2003	08/09/2002

43002
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ALEXANDRIA, VA 22312

CONFIRMATION NO. 3989

371 FORMALITIES LETTER



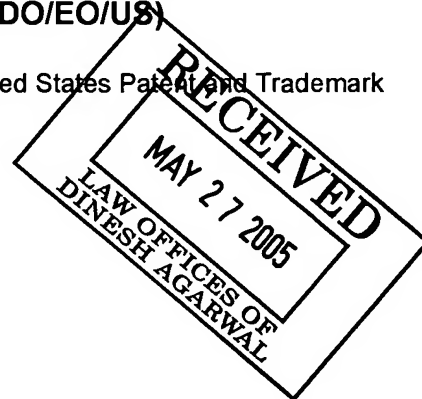
OC000000016108265

Date Mailed: 05/25/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 02/08/2005
- Copy of the International Search Report filed on 02/08/2005
- Oath or Declaration filed on 02/08/2005
- Request for Immediate Examination filed on 02/08/2005
- U.S. Basic National Fees filed on 02/08/2005
- Priority Documents filed on 02/08/2005



The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$65 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/523,806	PCT/CA03/01179	US 1424/05